



PTO/SB/26 (10-00)

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J-9-07TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER PENDING SECOND APPLICATIONDocket Number  
6643R5

In re Application of: Joseph K. Agyin, et al.

Application No. 09/676,032

Filed: September 29, 2000

For: Compounds and Methods for Use Thereof in the Treatment of Cancer or Viral Infections

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The owner\*, The Procter & Gamble Company, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, and as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 08/857,811, filed on May 16, 1997 (Camden), of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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2.  The undersigned is an agent of record

  
Signature Date  
January 29, 2002

Gloria L. Norberg, Reg. No. 36,706  
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